

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PlentyofFish Media Inc., an entity organized )  
or existing under the laws of Canada, )

Plaintiff, )

v. )

FCI, Inc., a Washington corporation; LRAM )  
Company B.V., an entity organized or )  
existing under the laws of the Netherlands; )  
Protecting Solutions Ltd., an entity organized )  
or existing under the laws of the United )  
Kingdom; Robert A. H. Leahy, an individual )  
residing in British Columbia, Canada; )  
Michael Tell, an individual; and John Does 1- )  
5, )

Defendants. )

Case No. 2:12-cv-02099

**DEFENDANT FCI'S ANSWER TO  
PLAINTIFF'S COMPLAINT**

COMES NOW defendant FCI, Inc. ("FCI"), and for purposes of answering plaintiff's  
Complaint For Computer Fraud and Trespass to Chattels (the "Complaint"), FCI hereby alleges  
and states as follows:

**ANSWER**

1. Answering paragraph 1 of the Complaint, with respect to the first two sentences  
of paragraph 1, no answer is appropriate since such sentences just include statements of intent  
of plaintiff; with respect to the third sentence of paragraph 1, FCI denies these allegations.

2. Answering paragraph 2 of the Complaint, FCI is without sufficient information  
or knowledge to admit or deny these allegations and therefore denies these allegations.

DEFENDANT FCI'S ANSWER TO COMPLAINT - 1  
CASE NO. 2:12-cv-02099-RAJ

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1           3.       Answering paragraph 3 of the Complaint, FCI admits it is a Washington  
2 corporation with its principal place of business in Seattle, Washington; FCI states the website  
3 freeseccams.com is not in operation; and FCI denies the remaining allegations.

4           4.       Answering paragraph 4 of the Complaint, FCI is without sufficient information  
5 or knowledge to admit or deny these allegations and therefore denies these allegations.

6           5.       Answering paragraph 5 of the Complaint, FCI is without sufficient information  
7 or knowledge to admit or deny these allegations and therefore denies these allegations.

8           6.       Answering paragraph 6 of the Complaint, FCI is without sufficient information  
9 or knowledge to admit or deny these allegations and therefore denies these allegations.

10          7.       Answering paragraph 7 of the Complaint, FCI is without sufficient information  
11 or knowledge to admit or deny these allegations and therefore denies these allegations.

12          8.       Answering paragraph 8 of the Complaint, FCI is without sufficient information  
13 or knowledge to admit or deny these allegations and therefore denies these allegations.

14          9.       Answering paragraph 9 of the Complaint, FCI is without sufficient information  
15 or knowledge to admit or deny these allegations and therefore denies these allegations.

16          10.      Answering paragraph 10 of the Complaint, FCI is without sufficient information  
17 or knowledge to admit or deny these allegations and therefore denies these allegations.

18          11.      Answering paragraphs 11 through 14 of the Complaint, FCI states it does not  
19 dispute jurisdiction and venue in this case.

20          12.      Answering paragraphs 15, 16, 17 and 18 of the Complaint, FCI is without  
21 sufficient information or knowledge to admit or deny these allegations and therefore denies  
22 these allegations.

23          13.      Answering paragraph 19 of the Complaint, FCI denies these allegations.

24          14.      Answering paragraphs 20 and 21 of the Complaint, FCI is without sufficient  
25 information or knowledge to admit or deny these allegations and therefore denies these  
26 allegations.

27          15.      Answering paragraph 22 of the Complaint, FCI denies these allegations.

16. Answering paragraph 23 of the Complaint, since this paragraph restates prior allegations, see above regarding answer to prior allegations.

17. Answering paragraph 24 of the Complaint, FCI is without sufficient information or knowledge to admit or deny these allegations and therefore denies these allegations.

18. Answering paragraphs 25 through 33 of the Complaint, FCI denies these allegations.

19. Answering paragraph 34, since this paragraph restates prior allegations, see above regarding answer to prior allegations.

20. Answering paragraph 35 of the Complaint, FCI is without sufficient information or knowledge to admit or deny these allegations and therefore denies these allegations.

21. Answering paragraph 36 and 37 of the Complaint, FCI denies these allegations.

22. Answering paragraph 38 of the Complaint, FCI is without sufficient information or knowledge to admit or deny these allegations and therefore denies these allegations.

23. Answering paragraphs 39 and 40 of the Complaint, FCI denies these allegations.

24. Answering paragraphs 41 and 42 of the Complaint, no answer is appropriate since paragraph 41 states remedies sought by plaintiff and paragraph 42 refers to a demand for a jury trial.

25. All other allegations of the Complaint, other than those expressly admitted above, are hereby denied.

## DEFENSES

In further answer to plaintiff's Complaint, including by way of affirmative defenses thereto, FCI alleges as follows:

1. Plaintiff's Complaint fails to state a claim upon which relief may be granted against FCI.

2. In the event any other defendant has any liability to plaintiff, FCI had no involvement with such other defendants and had no control over such other defendants, and FCI has no liability.

DEFENDANT FCI'S ANSWER TO COMPLAINT - 3  
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1           3.       FCI is not liable under the language of the Computer Fraud and Abuse Act.

2           4.       FCI reserves its rights to supplement or amend its answer to assert any  
3 additional defenses based on facts revealed in future discovery and investigation.

4                               **REQUEST FOR RELIEF**

5           FCI hereby requests the Court grant the following relief in favor of FCI and against  
6 plaintiff as follows:

- 7           1.       For the dismissal of plaintiff's Complaint with prejudice;  
8           2.       For an award of FCI's attorneys fees and costs; and  
9           3.       For any other and further relief this Court may deem just and equitable.

10          DATED: January 23, 2013.

11                               LANE POWELL PC

12  
13                               By s/ Joseph E. Lynam  
14                               Joseph E. Lynam, WSBA No. 12728  
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